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THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

In re PATENT Application of
Berscheid, et. al.

Group Art Unit: 1621

Application No. 08/860,007

Examiner: Shippen

Filed: August 4, 1997

For: BIOCIDAL ALCOHOLS, THEIR PRODUCTION AND THEIR USE

Commissioner for Patents
P.O. Box 1045
Alexandria, VA 22313-1450

August 3, 2004

Sir:

- 1 ☐ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated
- 2 ☒ **BRIEF** on appeal in this application attached in triplicate.
- 3 ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer – unextendable).
- 4 ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer – unextendable).
- 5 ☐ "Small entity" verified statement filed: ☐ herewith. ☐ previously.

6 FEE CALCULATION:		Larger/Small Entity	
If box 1 above is X'd, see box 12 below first and decide:	enter	\$165	\$ 165
If box 2 above is X'd, see box 12 below first and decide:	enter	\$	\$
If box 3 above is X'd, see box 12 below first and decide:	enter	\$	\$
If box 4 above is X'd,	enter nothing	- 0 - (no fee)	
7. <u>Original</u> due date: August 10, 2004			
8. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 months) (2 months) (3 months) (4 months) (5 months)	\$0	0
9. Enter any previous extension fee paid [] previously since above original due date (item 7); [] with concurrently filed amendment		-	
10. Subtract line 9 from line 8 and enter: Total Extension Fee			+0
11. TOTAL FEE ATTACHED =			\$0

12. ☒ *Fee NOT required if/since paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits.

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. 50-0687/ for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Manelli Denison & Selter, PLLC

Customer No.: 20736

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Please note re appeal fee